



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 15-003

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated December 2014.]

1. Statutory Authority

The Commission should explain, in the rule summary, its authority to require the following elements of proposed rule:

- (a) The ½ mile limit under ss. PSC 133.07 (1m) (d) 4. and 133.07 (2m) (a) 4.
- (b) The requirement of municipal approval under s. PSC 133.07 (1m) (d) 6.
- (c) The limitation on service to five additional customers under s. PSC 133.07 (2m) (a) 3.

4. Adequacy of References to Related Statutes, Rules and Forms

In s. PSC 133.07 (1) (b), it appears the Commission should refer to s. 196.50 (1) (am) 1., Stats., because that is the statutory provision that specifically refers to a territorial agreement.

5. Clarity, Grammar, Punctuation and Use of Plain Language

(a) In s. PSC 133.07 (1m) (a), the Commission should consider clarifying that limited territorial agreements are filed but do not require the Commission’s approval.

(b) In s. PSC 133.07 (1m) (d) 2., the Commission should consider referring to the utility in question as an “additional gas public utility” each time it is mentioned, to avoid confusion with the original public utility. It may also be worthwhile to define these types of utilities in ch. PSC 133.

- (c) In s. PSC 133.07 (2) (title) and (2m) (title), “under” should replace “through”.